

Message Text

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ACTION OFA-01

INFO OCT-01 EUR-12 EA-07 FEA-01 ACDA-05 AGR-05 AID-05

CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01 DLOS-04 DODE-00

DOT-00 EB-07 EPA-01 ERDA-05 FMC-01 TRSE-00 H-02

INR-07 INT-05 IO-11 JUSE-00 L-03 NSAE-00 NSC-05

NSF-01 OES-03 OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15

SAL-01 NSCE-00 SSO-00 USIE-00 INRE-00 ISO-00 /120 W

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FM AMEMBASSY ROME

TO SECSTATE WASHDC IMMEDIATE 5271

INFO USDOC WASHDC PRIORITY

AMEMBASSY BERLIN PRIORITY

AMEMBASSY BERN PRIORITY

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AMEMBASSY BUCHAREST PRIORITY

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AMEMBASSY WARSAW PRIORITY

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COMDT COGARD WASHDC

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E.O. 11652: N/A

TAGS: ICNAF, EFIS, XN

SUBJ: ICNAF SPECIAL MEETING, ROME

STATE FOR UNDERSECRETARY MAW AND OES/OFA MISS RIDGWAY

COMMERCE FOR NOAA/NMFS AND DR. WHITE

TOKYO PASS L.M. NAKATSU OES/OFA/IFA

REF: STATE 9985

1. ENFORCEMENT PROPOSALS CONTAINED REFTEL WERE DISCUSSED DURING MEETINGS OF STANDING COMMITTEE ON INTERNATIONAL CONTROL (STACTIC) 19 AND 20 JANUARY. STACTIC WILL MEET AGAIN EVENING 22 JANUARY TO COMPLETE DISCUSSIONS AND DETERMINE RECOMMENDATIONS TO THE FULL COMMISSION.

2. FOLLOWING INTRODUCTION OF THE PROPOSALS BY USDEL, DISCUSSIONS CENTERED ON SEVERAL LEGAL AND PRACTICAL ISSUES RE DETENTION AND WITHDRAWAL OF REGISTRATION, WITH PORTUGAL AND USSR LEADING THE OPPOSITION. MAJOR OBJECTION WAS ECONOMIC LOSSES TO VESSEL WHILE NOT PERMITTED TO FISH PENDING ARRIVAL OF FLAG STATE INSPECTOR OR RESOLUTION OF INFRINGEMENT. MOST MEMBERS ALSO STATED THAT, UNDER THEIR DOMESTIC LAW, INSPECTORS DO NOT AT PRESENT HAVE AUTHORITY TO DETAIN OR WITHDRAW REGISTRATION. SOME SAID THEY DOUBTED WHETHER SUCH AUTHORITY COULD EVER BE OBTAINED. FRANCE NOTED THAT IF COMMISSION WAITED UNTIL SOME OF LEGALITY OF ALL OF ITS PROPOSALS IN THE PAST BEFORE ADOPTING REGULATIONS, LITTLE PROGRESS WOULD EVER HAVE BEEN MADE.

3. DISCUSSION ON OVER-QUOTA PENALTIES PROPOSAL CENTERED ON COASTAL STATE EXCLUSION CLAUSE AND POWER OF COMMISSION TO MAKE JUDGEMENT ON FACTS OF EXCESS FISHING. PORTUGAL SUGGESTED THAT COASTAL STATE HAD GREATER OBLIGATION TO ABIDE BY QUOTA LIMITS DUE ALREADY PREFERENTIAL TREATMENT. CANADA SUPPORTED PROPOSAL GENERALLY BUT DECLARED WILLINGNESS TO DELETE COASTAL STATE EXCLUSION CLAUSE AND TO REDUCE SIZE OF PENALTY FROM 250 PERCENT TO 100 PERCENT.
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4. A WORKING GROUP UNDER CHAIRMANSHIP OF US WILL MEET 21 JANUARY TO WORK OUT COMPROMISE PROPOSAL TO SUBMIT TO STACTIC SESSION 22 JANUARY. USDEL INTENDS TO STAND FIRM ON BASIC ISSUES OF DETENTION AND OVER QUOTA PENALTIES BUT IS PREPARED TO GIVE SOME ON WITHDRAWAL OF REGISTRATION.

5. SPAIN AND USSR BOTH MADE COMMENTS IN OTHER PORTIONS OF

STACTIC MEETING WHICH INDICATED SOME CONFUSION BETWEEN
BOARDINGS UNDER US DOMESTIC LAW AND UNDER ICNAF JOINT ENFORCE-
MENT SCHEME. EXPLANATION BY USDEL SEEMED TO SATISFY QUESTIONS.
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